

REMARKS/ARGUMENTS

By action taken here, Applicants in no way intend to surrender any range of equivalents beyond that needed to patentably distinguish the claimed invention as a whole over the prior art. Applicants expressly reserve all such equivalents that may fall in the range between Applicants' literal claim recitations and combinations taught or suggested by the prior art.

By this amendment applicant has made all amendments to the claims now pending in application 09/758,645, of which this is a continuation in part. Likewise the drawing amendment required in that application is entered by this amendment.

I. Applicants' Invention

Applicants' invention is a device, adapted for mobile use, for coded interface with an onboard, remote vehicle continuous, incident recording system, which generates secure, continuous data (including video) of an incident, external or internal to the vehicle, which data is only accessible by a code provided to the remote vehicle continuous incident recording system. Thus, the device first *transmits an access code which is read onboard the vehicle* by the remote vehicle continuous incident recording system, in order to gain access to the incident data of the remote vehicle continuous incident recording system. Once access is gained, by use of the access code, the data can be transmitted to the device or a secure repository or both. The access code is not required to operate the device or to operate the remote, continuous vehicle incident recording system. The system is always on recording data. The data received is not mere tracking information, but includes video of an incident recorded by the continuous incident recording system. Thus, the remote vehicle continuous incident recording system is always recording continuously, but is "silent" unless and until the access code is received by the system. Only then does the remote vehicle continuous, incident recording system transmits video and other continuous data related to the incident, which has been captured by the onboard system.

II Independent Claims 35 and 61

Applicants new independent claims 35 and 61, clarify that the vehicle incident recording system video and other data of an incident is continuous and not sampled; is accessed by a system code which is transmitted to the on board vehicle incident recording system to access incident data generated by said system to the mobile device or a remote location. It does not activate an interactive deterrent system through an onboard cell phone. The device is also capable of transmitting the accessed incident data from the remote vehicle continuous, incident recording system to a secure location that is separate from the device.

Thus, claim 1 recites “A device, being adapted for mobile use, for wireless, coded access of incident video and other data from a remote vehicle continuous incident recording system, located on a vehicle, ...” wherein the device has “at least one interface for transmitting a code to the remote vehicle continuous incident recording system to access the data;” “an information datalink, coupled to the at least one interface for receiving the accessed data”; and “a transceiver coupled, at least indirectly, to the information datalink, the transceiver adapted to transmit accessed data from the remote vehicle continuous, incident recording system located on the vehicle to the device or to a secure location separate from the device.” Thus, the device is always on and consciously generates and records incident data to be accessed only by use of an acknowledged code.

Similarly, the new claim, which embodies the method, provides for accessing video and other information, relating to an incident, from a vehicle continuous incident recording system by transmission of a code, using a device that is adapted for mobile use and is located at a remote distance from the vehicle. The system is always on, and the generation and recording of data is continuous. The method also provides for transmitting the information to the device or a secure location that is separate from the device.

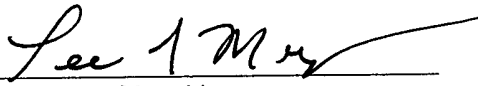
Applicants submit that the claims of this amendment are fully supported by the specification, including the prior applications, incorporated by reference upon which this application relies. Applicants, therefore submit, that entry of this is proper, since it does not add new matter.

Entry of this Amendment is respectfully requested.

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Signature of Practitioner

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Attachments